

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Henry Marshall Israel et al

**Group Art Unit:** 3731

**Serial No.:** 10/644,465

**Examiner:** Thaler, Michael H.

**Filed:** August 20, 2003

**Confirmation No.:** 5945

**For:** FLEXIBLE EXPANDABLE STENT

**Customer No.:** 75004

**NOTICE OF APPEAL TO THE BOARD**  
**OF PATENT APPEALS AND INTERFERENCES**

Mail Stop  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

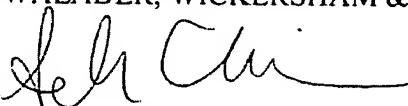
Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated November 16, 2007 (final rejection) of the Examiner. The item(s) checked below are appropriate:

- Extension of Time Fee not required.
- Appeal Fee Large Entity (\$510.00)
- Small Entity Appeal Fee (\$255.00)
- A check in the amount of \$\_\_\_\_ to cover the appeal fee is enclosed.
- Charge fee to Deposit Account No. 50-4387, Order No. 92077.022US10.
- The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment to Deposit Account No. 50-4387, Order No. 92077.022US10.

Respectfully submitted,  
CADWALADER, WICKERSHAM & TAFT LLP

Dated: February 15, 2008

By:   
Andrew C. Chien  
Registration No. 59,798

Correspondence Address:

CADWALADER, WICKERSHAM & TAFT LLP  
One World Financial Center  
New York, NY 10281  
(212) 504-6000 Telephone  
(212) 504-6666 Facsimile